

DEPARTMENT OF INDUSTRIAL RELATIONS
DEPARTMENT OF LABOR STATISTICS & RESEARCH
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TRAVEL AND SUBSISTENCE PROVISIONS

FOR

TUNNEL WORKER (LABORER)

IN

ALAMEDA, ALPINE, AMADOR, BUTTE, CALAVERAS, COLUSA,
CONTRA COSTA, DEL NORTE, EL DORADO, FRESNO, GLENN,
HUMBOLDT, KINGS, LAKE, LASSEN, MADERA, MARIPOSA,
MARIN, MENDOCINO, MERCED, MODOC, MONTEREY, NAPA,
NEVADA, PLACER, PLUMAS, SACRAMENTO, SAN BENITO,
SAN FRANCISCO, SAN JOAQUIN, SAN MATEO, SANTA CLARA,
SANTA CRUZ, SHASTA, SIERRA, SISKIYOU, SOLANO, SONOMA,
STANISLAUS, SUTTER, TEHAMA, TRINITY, TULARE,
TUOLUMNE, YOLO, AND YUBA COUNTIES.

LABORERS' TUNNEL MASTER LABOR AGREEMENT

2010 - 2012

THIS AGREEMENT made and entered into this 10th day of August, 2010 and effective the 1st day of July, 2010 by and between the ASSOCIATED GENERAL CONTRACTORS OF CALIFORNIA, INC., hereinafter referred to as the COLLECTIVE BARGAINING REPRESENTATIVE OF THE EMPLOYER, and the NORTHERN CALIFORNIA DISTRICT COUNCIL OF LABORERS OF THE LABORERS' INTERNATIONAL UNION OF NORTH AMERICA, hereinafter referred to as the UNION, modifying, amending and changing the Agreement made and entered into the 17th day of May, 1951, as modified by the Agreements dated June 18, 1952; July 14, 1953; April 13, 1954; April 12, 1955; April 30, 1956; April 19, 1957; November 14, 1958; October 30, 1959; July 28, 1961; June 27, 1962; June 15, 1965; June 16, 1968; June 16, 1971; June 16, 1974; June 28, 1977; June 13, 1980; June 1, 1983; June 16, 1986, and June 16, 1989, June 16, 1992 to June 30, 1997, June 16, 1996 to June 30, 1999, June 24, 1999 to June 30, 2002, June 24, 2002 to June 30, 2006, and March 7, 2007 to June 30, 2010 by and between the ASSOCIATED GENERAL CONTRACTORS OF CALIFORNIA, INC., and the NORTHERN CALIFORNIA DISTRICT COUNCIL OF LABORERS of the LABORERS' INTERNATIONAL UNION OF NORTH AMERICA.

Section 18 Wages

- A. Subsistence at thirty dollars (\$30.00) a day for employees performing work under the terms of this Agreement is set forth in Supplement No. 3 attached hereto and made a part hereof as if set forth in full herein.

Section 20B Parking

In the event free parking facilities are not available within five (5) blocks of a job site, the Individual Employer will provide such parking facilities and the Individual Employer shall have the right to designate parking areas to be used. Where, because of congested parking conditions, it is necessary to use public parking facilities, the Individual Employer will reimburse the employees for the cost of such parking upon being presented with a receipt or voucher certifying to the cost thereof, submitted weekly. Such reimbursement is to be made on a weekly basis or at the conclusion of the project, whichever occurs earlier.

On remote jobs when the access to where the work is being performed (at a job or project or within a job or project) is unsuitable, and no parking facilities are provided within a five (5) minute walk from where the work is being performed, the Individual Employer shall transport the employees to and from the place where the work is being performed, and such transporting shall be one-half (½) on the Individual Employer's time and one-half (½) on the employee's time.

Section 20C Compensation For Travel Within Tunnel

The individual employer shall pay employees covered by this Agreement working within the tunnel, adits, or shafts, on a portal to portal basis as follows: The hours of employment of such employee shall commence at the portal of the tunnel, adit or shaft at which he is directed by the individual employer to report for work on his shift and shall end at such portal.

If a change house is located more than 1,250 feet from a portal, adit, or shaft, then the time of work shall start, for pay purposes, at the change house.

SUPPLEMENT NO. 3

SUBSISTENCE

To be effective March 7, 2007, subsistence shall be paid at thirty dollars (\$30.00) per day for work performed outside the Free Zone described by the following boundaries along Township and Range lines.

MAP DESCRIPTION FOR AREA FREE ZONE.

The following is a description based upon township and Area free zones for all of Northern California within the following lines:

1. Commencing in the Pacific Ocean on the extension of the Southerly line of Township 19S, of the Mount Diablo Base and Meridian,
2. Thence Easterly along the Southerly line of Township 19S, to the Northwest corner of Township 20S, Range 6E,
3. Thence Southerly to the Southwest corner of Township 20S, Range 6E,
4. Thence Easterly to the Northwest corner of Township 21S, Range 7E,
5. Thence Southerly to the Southwest corner of Township 21S, Range 7E,
6. Thence Easterly to the Northwest corner of Township 22S, Range 9E,
7. Thence Southerly to the Southwest corner of Township 22S, Range 9E,
8. Thence Easterly to the Northwest corner of Township 23S, Range 10E,
9. Thence Southerly to the Southwest corner of Township 24S, Range 10E,
10. Thence Easterly to the Southwest corner of Township 24S, Range 31E,
11. Thence Northerly to the Northeast corner of Township 20S, Range 31E,
12. Thence Westerly to the Southeast corner of Township 19S, Range 29E,
13. Thence Northerly to the Northeast corner of Township 17S, Range 29E,
14. Thence Westerly to the Southeast corner of Township 16S, Range 28E,
15. Thence Northerly to the Northeast corner of Township 13S, Range 28E,
16. Thence Westerly to the Southeast corner of Township 12S, Range 27E,
17. Thence Northerly to the Northeast corner of Township 12S, Range 27E,
18. Thence Westerly to the Southeast corner of Township 11S, Range 26E,
19. Thence Northerly to the Northeast corner of Township 11S, Range 26E,
20. Thence Westerly to the Southeast corner of Township 10S, Range 25E,
21. Thence Northerly to the Northeast corner of Township 9S, Range 25E,
22. Thence Westerly to the Southeast corner of Township 8S, Range 24E,
23. Thence Northerly to the Northeast corner of Township 8S, Range 24E,
24. Thence Westerly to the Southeast corner of Township 7S, Range 23E,
25. Thence Northerly to the Northeast corner of Township 6S, Range 23E,
26. Thence Westerly to the Southeast corner of Township 5S, Range 20E,
27. Thence Northerly to the Northeast corner of Township 5S, Range 20E,
28. Thence Westerly to the Southeast corner of Township 4S, Range 19E,
29. Thence Northerly to the Northeast corner of Township 1S, Range 19E,
30. Thence Westerly to the Southeast corner of Township 1N, Range 18E,
31. Thence Northerly to the Northeast corner of Township 3N, Range 18E,
32. Thence Westerly to the Southeast corner of Township 4N, Range 17E,
33. Thence Northerly to the Northeast corner of Township 4N, Range 17E,
34. Thence Westerly to the Southeast corner of Township 5N, Range 15E,
35. Thence Northerly to the Northeast corner of Township 5N, Range 15E,
36. Thence Westerly to the Southeast corner of Township 6N, Range 14E,
37. Thence Northerly to the Northeast corner of Township 10N, Range 14E,

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38. Thence Easterly along the Southern line of Township 11N, to the California/Nevada State Border,
 39. Thence Northerly along the California/Nevada State Border to the Northerly line of Township 17N,
 40. Thence Westerly to the Southeast corner of Township 18N, Range 10E,
 41. Thence Northerly to the Northeast corner of Township 20N, Range 10E,
 42. Thence Westerly to the Southeast corner of Township 21N, Range 9E,
 43. Thence Northerly to the Northeast corner of Township 21N, Range 9E,
 44. Thence Westerly to the Southeast corner of Township 22N, Range 8E,
 45. Thence Northerly to the Northeast corner of Township 22N, Range 8E,
 46. Thence Westerly to the Northwest corner of Township 22N, Range 8E,
 47. Thence Northerly to the Southwest corner of Township 27N, Range 8E,
 48. Thence Easterly to the Southeast corner of Township 27N, Range 8E,
 49. Thence Northerly to the Northeast corner of Township 28N, Range 8E,
 50. Thence Westerly to the Southeast corner of Township 29N, Range 6E,
 51. Thence Northerly to the Northeast corner of Township 32N, Range 6E,
 52. Thence Westerly to the Northwest corner of Township 32N, Range 6E,
 53. Thence Northerly to the Northeast corner of Township 35N, Range 5E,
 54. Thence Westerly to the Southeast corner of Township 36N, Range 3E,
 55. Thence Northerly to the Northeast corner of Township 36N, Range 3E,
 56. Thence Westerly to the Southeast corner of Township 37N, Range 1W,
 57. Thence Northerly to the Northeast corner of Township 38N, Range 1W,
 58. Thence Westerly to the Southeast corner of Township 39N, Range 2W,
 59. Thence Northerly to the Northeast corner of Township 40N, Range 2W,
 60. Thence Westerly to the Southeast corner of Township 41N, Range 4W,
 61. Thence Northerly to the Northeast corner of Township 42N, Range 4W,
 62. Thence Westerly to the Southeast corner of Township 43N, Range 5W,
 63. Thence Northerly to the California/Oregon State Border,
 64. Thence Westerly along the California/Oregon State Border to the Westerly Boundary of Township Range 8W,
 65. Thence Southerly to the Southwest corner of Township 43N, Range 8W,
 66. Thence Easterly to the Southeast corner of Township 43N, Range 8W,
 67. Thence Southerly to the Southwest corner of Township 42N, Range 7W,
 68. Thence Easterly to the Southeast corner of Township 42N, Range 7W,
 69. Thence Southerly to the Southwest corner of Township 41N, Range 6W,
 70. Thence Easterly to the Northwest corner of Township 40N, Range 5W,
 71. Thence Southerly to the Southwest corner of Township 38N, Range 5W,
 72. Thence Westerly to the Northwest corner of Township 37N, Range 6W,
 73. Thence Southerly to the Southwest corner of Township 35N, Range 6W,
 74. Thence Westerly to the Northwest corner of Township 34N, Range 10W,
 75. Thence Southerly to the Southwest corner of Township 31N, Range 10W,
 76. Thence Easterly to the Northwest corner of Township 30N, Range 9W,
 77. Thence Southerly to the Southwest corner of Township 30N, Range 9W,
 78. Thence Easterly to the Northwest corner of Township 29N, Range 8W,
 79. Thence Southerly to the Southwest corner of Township 23N, Range 8W,
 80. Thence Easterly to the Northwest corner of Township 22N, Range 6W,
 81. Thence Southerly to the Southwest corner of Township 16N, Range 6W,
 82. Thence Westerly to the Southeast corner of Township 16N, Range 9W,
 83. Thence Northerly to the Northeast corner of Township 16N, Range 9W,
 84. Thence Westerly to the Southeast corner of Township 17N, Range 12W,
 85. Thence Northerly to the Northeast corner of Township 18N, Range 12W,
 86. Thence Westerly to the Northwest corner of Township 18N, Range 15W,
 87. Thence Southerly to the Southwest corner of Township 14N, Range 15W,
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88. Thence Easterly to the Northwest corner of Township 13N, Range 14W,
89. Thence Southerly to the Southwest corner of Township 13N, Range 14W,
90. Thence Easterly to the Northwest corner of Township 12N, Range 13W,
91. Thence Southerly to the Southwest corner of Township 12N, Range 13W,
92. Thence Easterly to the Northwest corner to Township 11N, Range 12W,
93. Thence Southerly into the Pacific Ocean, and,
94. Commencing in the Pacific Ocean on the extension of the Humboldt Base Line,
95. Thence Easterly to the Northwest corner of Township 1S, Range 2E,
96. Thence Southerly to the Southwest corner of Township 2S, Range 2E,
97. Thence Easterly to the Northwest corner of Township 3S, Range 3E,
98. Thence Southerly to the Southwest corner of Township 5S, Range 3E,
99. Thence Easterly to the Southeast corner of Township 5S, Range 4E,
100. Thence Northerly to the Northeast corner of Township 4S, Range 4E,
101. Thence Westerly to the Southeast corner of Township 3S, Range 3E,
102. Thence Northerly to the Northeast corner of Township 5N, Range 3E,
103. Thence Easterly to the Southeast corner of Township 6N, Range 5E,
104. Thence Northerly to the Northeast corner of Township 7N, Range 5E,
105. Thence Westerly to the Southeast corner to Township 8N, Range 3E,
106. Thence Northerly to the Northeast corner of Township 9N, Range 3E,
107. Thence Westerly to the Southeast corner of Township 10N, Range 1E,
108. Thence Northerly to the Northeast corner of Township 13N, Range 1E,
109. Thence Westerly into the Pacific Ocean,
excluding that portion of Northern California contained within the following lines:
110. Commencing at the Southwest corner of Township 12N, Range 11E, of the Mount Diablo
Base and Meridian,
111. Thence Easterly to the Southeast corner of Township 12N, Range 16E,
112. Thence Northerly to the Northeast corner of Township 12N, Range 16E,
113. Thence Westerly to the Southeast corner of Township 13N, Range 15E,
114. Thence Northerly to the Northeast corner of Township 13N, Range 15E,
115. Thence Westerly to the Southeast corner of Township 14N, Range 14E,
116. Thence Northerly to the Northeast corner of Township 16N, Range 14E,
117. Thence Westerly to the Northwest corner of Township 16N, Range 12E,
118. Thence Southerly to the Southwest corner of Township 16N, Range 12E,
119. Thence Westerly to the Northwest corner of Township 15N, Range 11E,
120. Thence Southerly to the point of beginning at the Southwest corner of Township 12N, Range
11E.

Subsistence and map changes shall apply for work bid after 2nd day of March, 2007.

All areas other than free zones shall be subject to the payment of Subsistence.

The Individual Employer shall not be required to pay Subsistence to employees employed by an Individual Employer in a permanent yard or shop or plant and employees employed by an Individual Employer on residential construction projects (not camps); subdivisions; buildings of three (3) stories or less including utilities and site work related to these buildings; streets, roadways and utilities which are a part of a residential construction project.

Subsistence shall not be applicable within the city limits of the following cities or towns:

Auburn, Coalinga, Crescent City, Exeter, Grass Valley, Greenfield, Jackson, Jamestown, Lindsay, Mariposa, Nevada City, Placerville, Porterville, Sonora, Strathmore, Terrabella, Tuolumne, Twain Harte, Woodlake or Yreka.

Subsistence shall apply to publicly financed camps, highways, dams, tunnels, power facilities, defense facilities, utilities (except as provided above), sewage disposal plants and heavy engineering projects together with the camps, warehouses, offices or facilities constructed in connection with such latter projects.

No Subsistence shall be paid on a job located within the right of way of a road or highway forming part of the boundary of the Subsistence area.

If a road or highway forming part of the boundary of a Subsistence Area is relocated, such relocated road or highway upon being officially opened shall form a part of the boundary of the Subsistence Area in place of the old road.

When the work is to be performed in the Subsistence Area, each employee employed to perform work covered by this Agreement shall receive the Subsistence specified herein.

When the work to be performed is in the Free Zone, such employees shall not be entitled to receive Subsistence; provided, however, if two or more hours of compensable time (straight time or premium time) are worked by said employee in the Subsistence Area, he/she shall be entitled to be paid appropriate Subsistence for all hours worked.